

**E-FILING**

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

Aida Menjivar,

Plaintiff,

vs.

Trophy Properties IV DE LLC, et al.,  
Defendants.

CASE NO.: C-06-03086

**STIPULATION AND [PROPOSED]  
ORDER IN SUPPORT OF REQUEST FOR  
EXTENSION OF TIME TO FILE SECOND  
AMENDED COMPLAINT**

**Northern District Local Rule 6-2**

(No Hearing Requested)

1. WHEREAS, on or about July 21, 2006, Plaintiff Aida Menjivar filed her First Amended Complaint ("FAC") in the above-captioned action; and
2. WHEREAS, on or about August 10, 2006, Defendants Trophy Properties IV DE, LLC, Trophy Properties V, LLC, CitiApartments Inc., Frank Lembi, Walter Lembi, Andrew Hawkins, Kathryn Leshay, Ernest Aranda, Agi DOE and Dan Molieri filed a Motion to Strike and Motion to Dismiss certain allegations and claims contained in the FAC; and
3. WHEREAS, on or about October 6, 2006, this Court issued an Order re: Defendants' Motion to Dismiss, Motion to Strike and Application for Order Expunging Lis Pendens granting Plaintiff until October 20, 2006 to file a second amended complaint; and

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4. WHEREAS, on October 13, 2006, counsel to Plaintiff having requested of counsel to Defendants its agreement to allow for a ten day extension of time of the Court's October 20, 2006 deadline for Plaintiff to file its Second Amended Complaint; and

5. WHEREAS, on October 16, 2006, counsel to Defendants having informed counsel to Plaintiff of its agreement to allow Plaintiff a ten-day extension of time to file its Second Amended Complaint.

IT IS HEREBY STIPULATED AND AGREED by and between all parties, through their respective attorneys, that the Plaintiff shall have until October 30, 2006 to file its Second Amended Complaint in this Action.

Dated: October 16, 2006

BRADSHAW & ASSOCIATES, P.C.

By: 

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DE, LLC, Trophy Properties V, LLC,  
CitiApartments, Inc., Frank Lembi, Walter Lembi,  
Andrew Hawkins, Kathryn Leshay, Ernest  
Aranda, Agi DOE and Dan Molieri

PURSUANT TO STIPULATION, IT IS ORDERED that Plaintiff Aida Menjivar shall be granted until October 30, 2006 to file her Second Amended Complaint.

Dated: October \_\_, 2006



Susan Illston  
United States District Court Judge